

## Office of the Secretary of Transportation

## § 1.51

(p) Carry out the functions and exercise the authority vested in the Secretary under the “Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users” or “SAFETEA-LU” (Pub. L. 109–59; August 10, 2005), as it relates to:

- (1) Section 1906, the grant program to prohibit racial profiling;
- (2) Section 2001(d), transfers;
- (3) Section 2003(c), on-scene motor vehicle collision causation;
- (4) Section 2003(d), research on distracted, inattentive, and fatigued drivers;
- (5) Section 2003(f), refusal of intoxication testing;
- (6) Section 2003(g), impaired motorcycle driving;
- (7) Section 2003(h), reducing impaired driving recidivism;
- (8) Section 2009(f), annual evaluation, in regard to high visibility enforcement program;
- (9) Section 2010, motorcyclist safety;
- (10) Section 2011, child safety and child booster seat incentive grants;
- (11) Section 2012, safety data;
- (12) Section 2013, drug-impaired driving enforcement;
- (13) Section 2014, first responder vehicle safety program;
- (14) Section 2015, driver performance study;
- (15) Section 2016, rural state emergency medical services optimization pilot program;
- (16) Section 2017, older driver safety; law enforcement training;
- (17) Section 5513(e), automobile accident injury research;
- (18) Section 5513(m) as it relates to section 513(e);
- (19) Section 10202, emergency medical services;
- (20) Section 10302, side-impact crash protection rulemaking;
- (21) Section 10303, tire research;
- (22) Section 10305(b), publication of nontraffic incident data collection;
- (23) Section 10306, study of safety belt use technologies;
- (24) Section 10307(b), regulations, in regard to safety labeling requirements;
- (25) Section 10308, power window switches; and

(26) Section 10309(a), testing, in regard to 15-passenger van safety.

[Amdt. 1-226, 53 FR 23122, June 20, 1988, as amended by Amdt. 1-239, 56 FR 6810, Feb. 20, 1991; 65 FR 41015, July 3, 2000; 71 FR 11541, Mar. 8, 2006; 71 FR 30832, May 31, 2006]

### § 1.51 Delegations to Federal Transit Administrator.

The Federal Transit Administrator is delegated authority to exercise the functions vested in the Secretary by:

(a) The Urban Mass Transportation Act of 1964, as amended (78 Stat. 302, 49 U.S.C. 1601 *et seq.*).

(b) Section 1 of Reorganization Plan No. 2 of 1968 (5 U.S.C. app. 1).

(c) Section 10 of the Urban Mass Transportation Assistance Act of 1970, Public Law 91–453, 84 Stat. 962, 968).

(d) Sections 3 and 9 through 15 of the National Capital Transportation Assistance Act of 1969, as amended (D.C. Code, § 1–2441 *et seq.*).

(e) The following sections of title 23, United States Code:

(1) 103 as it involves the withdrawal of Interstate routes and the substitution of non-highway public mass transit projects authorized by subsection (e)(4);

(2) 101(a) as it involves approval of boundaries of urban and urbanized areas, 104(f)(4), 105(d), 106(b) as it involves the Federal-aid urban system, and 134; and

(3) 101 (b), (c), (d), and (e); 105 (a) and (g); 106 (a), (c) and (d); 108; 109 (a), (g), and (h); 110; 112; 113; 114; 116 (a) and (c); 117; 121; 122; 124; 128; 140(a); 142; and 145 as they involve mass transportation projects authorized by sections 103(e)(4), 142(a)(2), or 142(c).

(f) Title II of the National Mass Transportation Assistance Act of 1974 (Pub. L. 93–503, November 26, 1974), except sections 204 and 205.

(g) Title 49 United States Code, chapter 53 as amended by the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) (Pub. L. 109–59, August 10, 2005).

(h) 49 U.S.C. 303 as it involves public (mass) transportation projects.

(i) Sections 3040, 3041, 3044, 3045, 3046, 3048, 3049, and 3050 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for

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Users (Pub. L. 109–59, 119 Stat.1144); sections 6009 (b) and (c) and 6010 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users as they relate to public (mass) transit projects; and the following provisions as amended by SAFETEA-LU and as related to public (mass) transportation projects:

- (1) 23 U.S.C. 139, 326, and 502(h); and
- (2) 42 U.S.C. 7506(c).

[Amdt. 1–157, 45 FR 83408, Dec. 18, 1980, as amended by Amdt. 1–168, 47 FR 16632, Apr. 19, 1982; Amdt. 1–180, 48 FR 15476, Apr. 11, 1983; Amdt. 1–187, 48 FR 52678, Nov. 21, 1983; Amdt. 1–191, 49 FR 6908, Feb. 24, 1984; Amdt. 1–203, 50 FR 30275, July 25, 1985; 68 FR 34550, June 10, 2003; 71 FR 30832, May 31, 2006]

### § 1.52 Delegations to Saint Lawrence Seaway Development Corporation Administrator.

The Administrator of the Saint Lawrence Seaway Development Corporation is delegated authority to:

(a) Carry out the functions vested in the Secretary by sections 4, 5, 6, 7, 8, 12 and 13 of section 2 of the Port and Tanker Safety Act of 1978 (92 Stat. 1471) as they relate to the operation of the St. Lawrence Seaway.

(b) Carry out the functions vested in the Secretary by section 5 of the International Bridge Act of 1972 (Pub. L. 92–434) as it relates to the St. Lawrence River.

(c) Carry out the functions vested in the Secretary by section 3(d) of the Act to Prevent Pollution from Ships (33 U.S.C. 1902(d)) as it relates to ships owned or operated by the Corporation when engaged in noncommercial service.

(d)–(e) [Reserved]

[Amdt. 1–113, 40 FR 43901, Sept. 24, 1975, as amended by 45 FR 48630, July 21, 1980; Amdt. 1–167, 47 FR 11677, Mar. 18, 1982; 60 FR 38971, July 31, 1995; Amdt. 1–272, 60 FR 63450, Dec. 11, 1995; Amdt. 1–292, 63 FR 10782, Mar. 5, 1998]

### § 1.53 Delegations to the Administrator of the Pipeline and Hazardous Materials Safety Administration.

The Administrator of the Pipeline and Hazardous Materials Safety Administration is delegated authority for the following:

(a) Pipelines. (1) Exercise the authority and carry out the functions vested

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in the Secretary by the Federal pipeline safety laws (49 U.S.C. 60101 *et seq.*).

(2) Exercise the authority and carry out the functions vested in the Secretary under section 28 of the Mineral Leasing Act, as amended (30 U.S.C. 185).

(3) Exercise the authority and carry out the functions vested in the Secretary under section 21 of the Deepwater Port Act of 1974, as amended (33 U.S.C. 1520) relating to the establishment, enforcement and review of regulations concerning the safe construction, operation or maintenance of pipelines on Federal lands and the Outer Continental Shelf.

(4) Exercise the authority and carry out the functions vested in the Secretary under section 5 of the International Bridge Act of 1972 (33 U.S.C. 535) as it relates to pipelines not over navigable waterways.

(5) Exercise the authority and carry out the functions vested in the Secretary under the Outer Continental Shelf Lands Act, as amended (43 U.S.C. 1331 *et seq.*) with respect to the establishment, enforcement and review of regulations concerning pipeline safety.

(6) Exercise the authority and carry out the functions delegated to the Secretary under sections 4(a) and 5(c) of Executive Order 12316 (46 FR 42237, Aug. 20, 1981) (delegating sections 107(c)(1)(c) and 108(b), respectively, of the Comprehensive Environmental Response, Compensation, and Liability Act of 1981, as amended (42 U.S.C. 9601 *et seq.*)) as they relate to pipelines.

(7) Exercise the authority and carry out the functions vested in the Secretary by section 7005 of the Consolidated Omnibus Budget Reconciliation Act of 1985 (recodified at 49 U.S.C. 60301 by Pub. L. 103–272) as they relate to pipeline safety user fees.

(8) Exercise the authority and carry out the functions vested in the Secretary by 49 U.S.C. 6101 *et seq.* as they relate to pipeline damage prevention One Call programs.

(9) Exercise the authority and carry out the functions vested in the Secretary by the Pipeline Safety Improvement Act of 2002 (Pub. L. 107–355, 116 Stat. 2985).

(b) *Hazardous materials.* Except as delegated by § 1.74(a):